IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3243 OF 2007.

M/s.Janata Chemicals. ... Petitioner.

Versus.

Grasim Industries Ltd. & others. ... Respondents.

Shri S.S.Shah i/by M/s.Siyall & Associates for the Petitioner.

Shri Shroff for the Respondents.

CORAM : ABHAY S.OKA, J.

DATED : 30th April, 2007.

P.C.:

1. Not on board. Taken on board.

2. By the impugned order dated 13th March 2006, the plaint filed by the Petitioner has been ordered to be rejected in exercise of powers under Rule 11(b) of Order VII of the Code of Civil Procedure, 1908. In view of section 2(2) of the said Code of 1908, an Appeal under section 96 of the said Code is maintainable for challenging the impugned order. Only on this ground, the writ petition is not entertained and the same is rejected.

3. The parties to act on an authenticated copy of this order.

Judge.